IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 4TH JULY 2007 / 13TH ASHADHA 1929

WP(C).No. 13702 of 2007(F)

PETITIONER:

THE GENERAL SECRETARY,
THACHANATTUKARA MUSLIM ORPHANAGE ASSOCIATION,
SRI.K.K.ABDUL KADER MOULAVI,
NATTUKAL.P.O, MANNARKAD COLLEGE,
PALAKKAD DISTRICT.

BY ADV. SRI.P.R.VENKETESH

RESPONDENTS:

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1. STATE OF KERALA,
REP.BY THE SECRETARY, GENERAL EDUCATION,
SECRETARIAT, TRIVANDRUM.

2. DIRECTOR OF PUBLIC INSTRUCTIONS,
TRIVANDRUM.

3. DISTRICT EDUCATIONAL OFFICER,
PALAKKAD.

4. ASSISTANT EDUCATIONAL OFFICER,
MANNARKAD.

BY GOVT. PLEADER SRI. A.J. VARGHESE
SRI. C.P.S. PRASAD, A.G.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.13702/07

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE RELEVANT EXTRACT OF THE NOTIFICATION DT. 29.10.03.

EXT.P2. COPY OF THE RELEVANT EXTRACT OF THE G.O. DT. 20.2.04.

EXT.P3. COPY OF THE APPLICATION DT. 13.12.04 SUBMITTED BY THE PETITIONER TO THE 4TH RESPONDENT

EXT.P4. COPY OF THE LETTER DT. 31.12.04 SUBMITTED BY THE PETITIONER BEFORE THE 4TH RESPONDENT

/TRUE COPY/

PA TO JUDGE.

A.K. BASHEER, J.

W.P.(C). NO. 13702 OF 2007

Dated this the 4th day of July, 2007

J U D G M E N T

Ext.P3 application has been submitted by the petitioner for grant of permission to start Lower Primary Section. Learned counsel submits that there is educational need in the area and therefore the application is liable to be allowed.

In my view, this is a matter to be considered by the Government in the light of the new guidelines issued by it. Therefore, the writ petition is disposed of with a direction to consider and pass orders on the application submitted by the petitioner in accordance with law and also in terms of the guidelines issued by the Government in this regard. This shall be done expeditiously after affording sufficient opportunity to the petitioner to be heard.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007